IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE
WRIT PETITION NO.10632 OF 2004

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

Mr.J.Y.Master, for the Petitioner
Mr.Prakash Mahadik, for Respondent No.6
Mr. A.H. Palekar, A.G.P. for Respondent Nos. 2 and 3.
Mr. P.C. Kansara, for Respondent No.4.

CORAM : F.I. REBELLO,J.
DATED : JANUARY 14, 2005

P.C.

. This is a petition by an unsuccessful candidate who had contested an open seat for the elections held to the Village Panchayat. The learned Civil Judge after considering the matter has been pleased to set aside the elections of Shri Bandu Eknath Shinde. It is the grievance of the petitioner that after setting aside the election of Shri Bandu Eknath Shinde the trial Court ought to have declared as elected Shri Sopan N. Tele, the Respondent NO.6 herein. It is not possible to accept the said contention as the petitioner who is not seeking a prayer that he should be declared to be elected. At the highest if the respondent No.6 in the election petition had filed a petition claiming such relief then perhaps it could have been considered. In the light of that I am not

inclined to entertain this petition, which

is accordingly dismissed.

(F.I. REBELLO, J.)